

In re Circuit City Stores, Inc.

Case No. 08-35653-KRH

Adv. Proceeding No. [Adversary Proceeding No.]

Debtor(s) TRANSMITTAL OF MOTION FOR LEAVE TO APPEAL

TRANSMITTAL OF RECORD ON APPEAL TO DISTRICT COURT

Pursuant to 28 U.S.C. 158, Notice of Appeal was filed herein on March 9, 2010

The parties included in the Appeal to the District Court:

APPELLANT(S): Apex Digital, Inc.

ATTORNEY: Joshua D. McKarcher of Covington & Burling, LLP

1201 Pennsylvania Avenue, N.W.

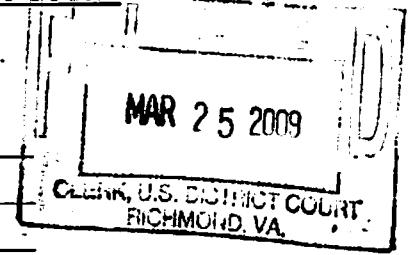
Washington, DC 20004-2401

APPELLEE (S): Circuit City Stores, Inc.

ATTORNEY: Douglas M. Foley of McGuireWoods, LLP

One James Center, 901 East Cary Street

Richmond, Virginia 23219



Brief Description of Judgment/Order Appealed: Memorandum Opinion and Order (docket number 6228)

Date Judgment/Order Entered: January 6, 2010

1. Filing Fees: A. Notice of Appeal - Filing Fee \$5.00 ☒ Paid ☐ Not Paid
B. Appeal Docket Fee - \$250.00 ☒ Paid ☐ Not Paid ☐ Deferred. See attached Request
2. ☒ Notice of Appeal, Order/Judgment, True Copy Teste of Docket Record, and Designation(s) [if any]
3. ☐ No Designation of Record on Appeal filed (See Certification Below)
4. ☐ Copies of items designated by Appellant/Appellee have/have not been submitted pursuant to FRBP 8006 and LBR 8006-1.

Date: March 25, 2010

WILLIAM C. REDDEN, Clerk of the Court

By: /s/ Suzanne French SF, Deputy Clerk

CERTIFICATION TO APPELLATE COURT

It is hereby certified that the designation of record required by Federal Rule of Bankruptcy Procedure 8006 and Local Bankruptcy Rule 8006-1 has not been filed within 14 days after the filing of the notice of appeal.

WILLIAM C. REDDEN, Clerk of the Court

By: _____, Deputy Clerk

District Clerk - Please complete and return second copy.

DISTRICT COURT CASE NUMBER

3:10cv200

Date

3/25/10

cc: Attorney for Appellant(s)
Attorney for Appellee(s)

[apptrans ver. 12/09]